



1651  
JFJ  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re Application of:**

Khan et al.

**Serial No.:** 10/029,206

**Filed:** December 21, 2001

**For:** OLIGOPEPTIDE TREATMENT OF ANTHRAX

**Confirmation No.:** 5353

**Examiner:** J. Witz

**Group Art Unit:** 1651

**Attorney Docket No.:** 2183-5222US

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail on the date of deposit shown below with sufficient postage and in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

July 20, 2004  
Date

  
Signature

Betty Vowles  
Name (Type/Print)

**RESPONSE TO RESTRICTION REQUIREMENT /  
SPECIES ELECTION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The Communication mailed June 29, 2004 has been received and reviewed. In the Communication, a restriction requirement was entered requiring applicants to elect between Groups I and II. Applicants elect, without traverse, the invention of Group I containing claims 1 through 12 and 16 through 20. Applicants will cancel the non-elected claims upon an indication that the then pending elected claims are allowable.

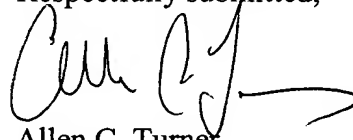
The Communication further set forth a species election with respect to the particular oligopeptides listed in Table 6 on pages 73-74 of the specification, but acknowledged that

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currently all claims are generic. Applicants elect AQGV (SEQ ID NO:2), and state that all of the elected claims read on the elected species.

In view of the foregoing, the application should now be in condition for substantive examination. If any questions should exist after consideration of the foregoing, the Office is kindly requested to contact applicants' attorney at the address / telephone number given below.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Allen C. Turner', with a long horizontal flourish extending to the right.

Allen C. Turner

Registration No. 33,041

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Date: July 20, 2004

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